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To: Examiner M. Patterson	From: Byron S. Kuzara
COMPANY: USPTO	DATE: December 22, 2004
FAX NUMBER: 703-872-9306	TOTAL NO. OF PAGES: 3
RE: Serial No. 10/625,848	OUR REFERENCE NO.: 005127.00309

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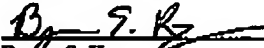
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Respectfully submitted,


By: Byron S. Kuzars
Registration Number 51,255
Banner & Witcoff, Ltd.

PATENT**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

<i>In re</i> Application of)	
)	
Dan BURRIS, et al.)	Group Art Unit: 3728
)	
Serial Number 10/625,848)	Examiner: Patterson, M.
)	
Filed: July 24, 2003)	Attorney Reference: 005127.00309
)	
For: ARTICLE OF FOOTWEAR HAVING AN)	
UPPER WITH A POLYMER LAYER)	

RESPONSE TO RESTRICTION REQUIREMENT

Commissioner for Patents
Alexandria, VA 22313

Sir:


In response to the Restriction Requirement mailed December 1, 2004, the Applicants elect claims 1-14, 27-34, and 41-48, which are drawn to footwear. Accordingly, claims 15-26 and 35-40 are withdrawn from consideration. This election is made without traverse, and the Applicants reserve the right to file a divisional application directed to the non-elected or withdrawn claims.

This Response to Restriction Requirement is being timely filed by facsimile transmission on December 22, 2004. Should additional fees or an extension of time be deemed necessary for consideration of this Response to Restriction Requirement, such fees or extension are hereby requested and the Commissioner is authorized to charge deposit account number 19-0733 for the

payment of the requisite fee. If anything further is desirable to place the application in even better form for allowance, the Examiner is respectfully requested to telephone the undersigned representative at (503) 425-6800.

Examination on the merits is respectfully requested.

Respectfully submitted,

By: 
Byron S. Kuzara
Registration No. 51,255

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Dated: December 22, 2004